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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92062489
Party	Defendant Meier, Ryan
Correspondence Address	MEIER RYAN 511 AMETHYST AVE HENDERSON, NV 89015 UNITED STATES ryanrmeier@gmail.com
Submission	Answer
Filer's Name	Terry L. Monday
Filer's e-mail	tmonday@aol.com
Signature	/s/ Terry L. Monday
Date	11/25/2015
Attachments	Meier Trademark Cancellation Answer.pdf(59827 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

CHRIS FLOCCHINI	)	
	)	Cancellation No. 92062489
Petitioner,	)	
	)	Registration No. 4286135
v.	)	
	)	
RYAN MEIER	)	
	)	
Respondent.	)	

**RESPONDENT’S ANSWER TO PETITION TO CANCEL**

Comes now Ryan Meier (“Respondent”), by counsel, pursuant to Fed. R. Civ. P. 8(b) and in response to Chris Flocchini’s (“Petitioner”) Petition to Cancel alleges and states as follows:

1. Respondent asserts that he has insufficient knowledge of the allegations contained in paragraphs 1 and 2 of the Petition to Cancel.
2. Respondent admits the allegations contained in paragraph 3 of the Petition to Cancel.
3. Respondent denies the allegations contained in paragraphs 4 and 5 of the Petition to Cancel.
4. Respondent denies the allegations contained in paragraph 4 of the Petition to Cancel because Respondent has not abandoned U.S. Trademark Reg. No. 4286135 by discontinued use of the mark “BELLICUS” for more than three years. As evidenced by Exhibit 2 of the Petition to Cancel, the date registered for said mark is February 5, 2013. Thus, Respondent has owned rights to the mark for only two years. Therefore, the

allegation that Respondent abandoned the mark by discontinued use for more than three years is a legal impossibility.

5. Respondent denies the allegations contained in paragraph 5 of the Petition to Cancel because Respondent has not abandoned the mark “BELLICUS” or U.S. Registration No. 4286135. Instead, Respondent has taken actions that show he has made bona fide use of the mark in the ordinary course of trade, pursuant to Trademark Act Sections 13(3) and 45, 15 U.S.C. Sections 1064(3) and 1127.

6. In view of the above, Petitioner’s abandonment claims and Petitioner’s Petition to Cancel is without any legal merit.

7. In view of the above, Respondent is entitled to continue to retain his ownership of U.S. Trademark Reg. No. 4286135 for the mark “BELLICUS.”

WHEREFORE, Respondent requests that the Trademark Trial and Appeal Board deny Petitioner’s Petition to Cancel, and order that Respondent is entitled to continue to own U.S. Registration No.4286135 for the mark “BELLICUS.”

Respectfully submitted,

Signature: /s/ Terry L. Monday

Date: November 25, 2015

Terry L. Monday  
Counsel for Respondent  
MONDAY JONES & ALBRIGHT  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing  
Respondent's Answer to Petition to Cancel has been served on Miriam D.  
Trudell by mailing said copy on November 25, 2015, via First Class Mail,  
postage prepaid to:

Miriam D. Trudell  
Sheridan Ross PC  
1560 Broadway, Suite 1200  
Denver, CO 802002

Signature: /s/ Terry L. Monday  
Date: November 25, 2015

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